Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN: 914-06183-1518-151	Date: 08/28/14	Time: 0500	
Location: [redacted] Aero Drive	City or Station: Pico Rivera		
Bureau/Station/Facility: Homeland Security / Special Enforcement Bureau	Admin. Investigation: ○ YES ◉ NO		
Type of Force: Personal Weapons, Control Hold, Resistive Handcuffing (Orbital Fracture)			
Incident Category: ○1 ○2 ◉3	Deputy Injury: ○ YES ◉ NO	Suspect Injury ◉ YES ○ NO	
☐ Call	☐ Observation	☒ Detail	☐ Foot Pursuit ☐ Vehicle Pursuit
IAB Notified: ◉YES ○ NO	Person Notified: Lt. Valencia	Emp: [redacted]	IAB Roll Out ◉ YES ○ NO

Involved Employee

E 1

Employee #: [redacted]	Last Name: Creamer,	First Name: George	Middle I.	Rank: DSG
Sex: ◉ M ○ F	Race: W	Height: 510	Weight: 190	Age: [redacted]
Shift: ○ EM ◉ Day ○ PM	◉ Regular Shift ○ OT Shift ○ Off Duty			
Unit of Assignment: Special Enforcement Bureau	Work Assignment (Unit #, Module, etc.): Entry Team			
Individual Force Used: Personal Weapon (Foot), Control Hold	○ Directed ○ Rescue ○ Medical Assist	Individual Category ○1 ○2 ◉3		
☐ Injured ☐ Treated ☐ Admitted	Facility:	Coroner Case #		

E 2

Employee #: [redacted]	Last Name: [redacted]	First Name: [redacted]	Middle I.	Rank: DSG
Sex: ◉ M ○ F	Race: H	Height: [redacted]	Weight: [redacted]	Age: [redacted]
Shift: [redacted] EM [redacted] Day [redacted] PM	[redacted] Regular Shift [redacted] OT Shift [redacted] Off Duty			
Unit of Assignment: Special Enforcement Bureau	Work Assignment (Unit #, Module, etc.): Entry Team			
Individual Force Used: Control Holds, Restraint Device (Handcuffs)	○ Directed ○ Rescue ○ Medical Assist	Individual Category ◉1 ○2 ○3		
☐ Injured ☐ Treated ☐ Admitted	Facility:	Coroner Case #		

E_

Employee #	Last Name	First Name	Middle I.	Rank
Sex: ○ M ○ F	Race:	Height:	Weight:	Age:
Shift: ○ EM ○ Day ○ PM	○ Regular Shift ○ OT Shift ○ Off Duty			
Unit of Assignment:	Work Assignment (Unit #, Module, etc.):			
Individual Force Used:	○ Directed ○ Rescue ○ Medical Assist	Individual Category ○1 ○2 ○3		
☐ Injured ☐ Treated ☐ Admitted	Facility:	Coroner Case #		

On Duty Supervisor ☐ Additional Involved Employees

Emp #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Garrido,	Joseph		SGT	YES ◉ NO ◉	YES ○ NO ○

Supervisor Completing Investigation

Emp #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Khasaempanth,	Catrina	M.	SGT	YES ○ NO ◉	YES ○ NO ◉

Watch Commander / Supervising Lieutenant

Emp #	Last Name	First Name	Middle I.	Rank
[redacted]	Chase,	Bruce	D.	LT.

Watch Commander / Supervising Lieutenant's **Signature:** ____ Date ____ Copy Provided to Employee by: ____ Emp #: ____

Unit Commander **(Print Name)** ____ Unit Commander's **Signature**: ____ Emp #: ____ Date ____

DISCOVERY Use Only
FO#

☐ PPI REVIEW COMPLETED

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 01/13)

Supervisor's Report on Use of Force
SUSPECT INFORMATION

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Suspect Information

S 1

Last Name: Farfan, | First Name: Alfonso | Middle Name: | Armed? Select: Not Armed

AKA Last Name: | First Name: | Middle Name:

Sex: (•) Male ( ) Female | Race: H | Age: 48 | Height: 510 | Weight: 185 | D.O.B: 9/11/65 | Phone #1: (•) H ( ) W ( ) C [redacted] | Phone #2: ( ) H ( ) W ( ) C [redacted]

Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Booking #: 4077240 | Primary Charge Code: 29800(a)(1)PC | Secondary Charge Code: 25850(c)(3)P | [redacted] Criminal History

Treated on Scene? (•) YES ( ) NO | Name: Doucette/Hernandez | Unit: SEB-ESD | Phone #: 323-881-7800

Hospital Admission? ☐ | Rec'd Treatment At: St. Francis Medical Ctr | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: Dr's Maria Davis/ C. Ugorji | Address: 3630 E. Imperial Highway, Lynwood | Phone #: 310-900-8900

Under Influence: (•) YES ( ) NO | Substance: CNS Depressant | 5150 a factor in force? ( ) YES (•) NO User's guide provides direction on this entry

Date: 8/28/14 | Time: 1030 | ☒ Audiotape: | ☐ Videotape: | ☒ Photos of Injuries: | ☒ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO | By: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ( ) YES ( ) NO | Substance: | 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO | By: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ( ) YES ( ) NO | Substance: | 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

☐ **Additional Suspects Involved**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION

9 1 4 - 0 6 1 8 3 - 1 5 1 8 - 1 5 1

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Garrido,	Joseph	

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
SEB	Team Leader	◯ EM ◉ Day ◯ PM	◉ Regular ◯ OT ◯ Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Pratt,	Steven	

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
SEB	Entry Team	◯ EM ◉ Day ◯ PM	◉ Regular ◯ OT ◯ Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Edwards,	Darell	

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
SEB	Containment 2	◯ EM ◉ Day PM	◉ Regular ◯ OT ◯ Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.	Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]		34	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	

☒ Additional Witness

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION - Continuation

9 1 4 - 0 6 1 8 3 - 1 5 1 8 - 1 5 1

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Roth,	Grant	

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
SEB	Containment 2	○ EM ◉ Day ○ PM	◉ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Galvez,	Gonzalo	

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
SEB	Entry Team	○ EM ◉ Day ○ PM	◉ Regular ○ OT ○ Off Duty

Emp. #	Last Name	First Name	Middle Name
[redacted]	Lavin,	Peter	

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
SEB	Entry Team	○ EM ◉ Day ○ PM	◉ Regular ○ OT ○ Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Supervisor's Report on Use of Force

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Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Involved

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Farfan	S#1	Creamer	E#1	HR	NN	NN
Creamer	E#1	Farfan	S#1	PK	FR	FA
Farfan	S#1	Creamer	E#1	RS	NN	NN
Creamer	E#1	Farfan	S#1	CT	AB	FA
[redacted]	E#2	Farfan	S#1	CT	CP	BK
[redacted]	E#2	Farfan	S#1	RH	NN	NN

INVESTIGATIVE SUMMARY

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

FORCE REVIEW SUMMARY
CATEGORY 3

UNIT: Homeland Security Division / Special Enforcement Bureau

DATE/TIME: August 28, 2014, Thursday, 0500 hours

LOCATION: [redacted] Aero Drive, Pico Rivera, CA, 90660

URN#: 914-06183-1518-151

IAB#: FO2363119

SUMMARY OF INCIDENT:

On August 28, 2014, Special Enforcement Bureau (SEB), Black Team, deputies went to [redacted] Aero Drive, Pico Rivera, to execute a search warrant (**Exhibit D**) for Operations Safe Streets Bureau (OSS). Information received stated Suspect Alfonso Farfan was a "Rivera 13" gang member in possession of several firearms, including an SKS assault rifle and a revolver. It was also learned Suspect Farfan was a heavy narcotics user and possibly resided in a bedroom on the east side of the residence. SEB personnel were additionally shown a photograph of Suspect Farfan. The search warrant was endorsed for night service.

At approximately 0445 hours, SEB Black Team deputies arrived at the location. SEB Deputies George Creamer, [redacted], Steven Pratt, Gonzalo Galvez, Peter Lavin, and Sergeant Joseph Garrido were assigned to the entry team and Deputies Darell Edwards and Grant Roth were assigned as the Containment 2 deputies on the east side of the residence.

After knock and notice was given, Deputy Roth deployed a Noise/Flash Diversionary Device (NFDD), also known as a flashbang, on the east side of the residence. Entry team deputies made entry into the residence through the closed but unlocked front door.

Once inside the residence, entry team personnel encountered Suspect Farfan's [redacted]

[redacted] who confirmed Suspect Farfan was inside his bedroom with a female (Witness [redacted]. Containment 2 Deputy Edwards also confirmed, via radio frequency SEB Clear 1, he had a visual of Suspect Farfan and Witness [redacted] who were inside the bedroom.

While staged at the doorway leading to the bedroom hallway, Deputy Creamer ordered Suspect Farfan to exit his bedroom. Suspect Farfan refused to exit, stating he was looking for the keys to the door. Deputy Edwards advised, via radio, he could see Suspect Farfan pacing inside the bedroom and at one point went near the bedroom window and closet. Deputy Creamer ordered Witness [redacted] to exit the bedroom, but she said Suspect Farfan would not let her leave the room.

Believing they were now dealing with a hostage type situation, the entry team, at the direction of Deputy Creamer and approval of Sergeant Garrido, developed a plan to deploy a flashbang outside of Suspect Farfan's bedroom window as a diversion to allow them entry into the bedroom.

Suspect Farfan again approached the window and Deputy Roth threw a flashbang just below the outside portion of the window, where it detonated. As Deputy Roth threw the flashbang, Suspect Farfan threw a revolver handgun out the same window, onto the ground below. Immediately after detonation, Deputy Creamer forced the bedroom door open with his shoulder, possibly striking Suspect Farfan with the door. Suspect Farfan had a black object in his hand and as he turned away, Deputy Creamer kicked him in the lower back/buttocks area, pushing him to the ground.

Suspect Farfan fell hard to the ground and landed face down with his right hand under the bed. Suspect Farfan attempted to get off the floor at which point Deputy Creamer placed his right foot in the middle of Suspect Farfan's shoulder blades and pushed him down to the ground. Suspect Farfan again tried to get off the ground which caused Deputy Creamer to lift his right foot and strike down in the middle of Suspect Farfan's shoulder blades, pushing him back to the ground. Suspect Farfan at some point placed both hands under his chest, and started to rise up from the floor. Deputy Creamer raised his right foot and again struck down in the middle of Suspect Farfan's shoulder blades, pushing him down to the ground. Deputy Creamer ordered Suspect Farfan, several times, to show his hands but he refused.

Deputy [redacted] who was the second deputy inside the bedroom, reached around Suspect Farfan' s right side and grabbed onto Suspect Farfan's right forearm as it was tucked under his chest. Using his left knee on Suspect Farfan's lower back, with his right knee planted on the ground to the right side of Suspect Farfan, Deputy [redacted] applied his body weight and drove Suspect Farfan down toward the ground. Suspect Farfan continuously rolled around and pushed himself off the ground, bucking Deputy [redacted] off of him several times. Deputy [redacted] continuously applied pressure to

Suspect Farfan's lower back by driving his knee down into the back. During the struggle, Deputy [redacted] repeatedly told Suspect Farfan to place his hands behind his back but he never complied. Eventually, Deputy [redacted] overpowered Suspect Farfan and was able to pull Suspect Farfan's right arm from under him and was subsequently handcuffed.

In the interim, Sergeant Garrido, who was the third entry team member inside the bedroom, went to the right side of the bedroom where he placed himself around Witness [redacted] who was crouched down against the wall with her hands over her head, and sheltered her from any possible danger. He had not witnessed any use of force.

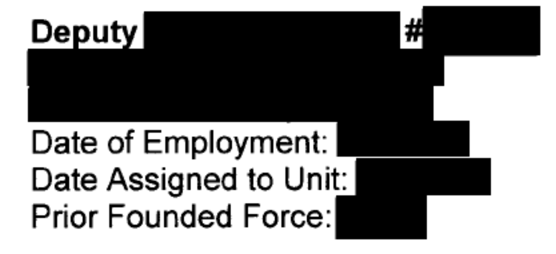
Prior to any entry team personnel entering the bedroom, Suspect Farfan had placed heroin, wrapped in plastic, inside his mouth. While on the ground, with SEB deputies inside the bedroom, Suspect Farfan swallowed the heroin.

Suspect Farfan was transported to Saint Francis Hospital for medical treatment. He was diagnosed with a right medial orbital wall fracture.

The use of force was reported to Sergeant Garrido. The incident was documented by those involved in supplemental reports (**Exhibit A**) which were included in this case.

INVOLVED PERSONNEL:

Deputy George Creamer #[redacted]
Special Enforcement Bureau
Homeland Security Division
Date of Employment: 11-09-88
Date Assigned to Unit: 10-01-00
Prior Founded Force: [redacted]



Deputy [redacted] #[redacted]
[redacted]
Date of Employment: [redacted]
Date Assigned to Unit: [redacted]
Prior Founded Force: [redacted]

SUSPECT:

Farfan, Alfonso MH/09-11-65
Height/Weight: 510/185

Booking #	4077240
Charge:	Controlled Substance Possession with Firearm, 11370.1(a)HS; Firearm Access Violation, 29800(a)(1)PC; Ammunition Violation, 30305(a)(1)PC.
Injury:	Right medial orbital wall fracture.

According to the Consolidated Criminal History System, Suspect Farfan has [redacted] A copy of Suspect Farfan's criminal history is included in this report under **Miscellaneous Documents**.

DEPARTMENT WITNESSES:

Sergeant Joseph Garrido #[redacted]
Special Enforcement Bureau
Homeland Security Division

Deputy Steven Pratt #[redacted]
Special Enforcement Bureau
Homeland Security Division

Deputy Darell Edwards #[redacted]
Special Enforcement Bureau
Homeland Security Division

Deputy Grant Roth #[redacted]
Special Enforcement Bureau
Homeland Security Division

Deputy Gonzalo Galvez #[redacted]
Special Enforcement Bureau
Homeland Security Division

Deputy Peter Lavin #[redacted]
Special Enforcement Bureau
Homeland Security Division

NON-DEPARTMENT WITNESS:



[redacted] FH/[redacted]

[redacted]

INVOLVED EMPLOYEE STATEMENTS:

All personnel involved in this use of force, documented their actions and observations on either the first report or supplemental reports, which are included in this case. The above force summary was compiled using all the reports and subsequent interviews. In order to avoid redundancy, the purpose of the following employee statements is to highlight additional information not previously mentioned in the above force summary.

The following interview summaries are based on statements given during audio or video recorded interviews. For complete and detailed statements, refer to the digital audio/video recorded files or the verbatim transcripts, which are included in this investigation.

Deputy George Creamer was interviewed on July 28, 2015, by Internal Affairs Bureau Sergeants Catrina Khasaempanth and Sonja Bracken. Deputy Creamer chose to conduct this interview without being represented by an attorney. The interview was conducted at Internal Affairs Bureau and was audio recorded.

Deputy Creamer also authored a supplemental report (**Exhibit A**) documenting the event and his actions.

Deputy Creamer said he was at the location as part of the SEB entry team who were there to serve a search warrant. While attending a pre-briefing Deputy Creamer was told, by the handling investigator, the primary suspect (Suspect Farfan) was a career criminal and possibly had an assault weapon in the garage. Additionally, Suspect Farfan used large amounts of Phencyclidine (PCP), carried a .38 caliber gun with him, and resided on the east side of the residence. Deputy Creamer was also shown a picture of Suspect Farfan.

Deputy Creamer said he was assigned as the SEB team scout for the operation and was in charge of the tactical planning and running of the team during the execution of the search warrant.

Upon entry into Suspect Farfan's residence, Deputy Creamer explained how he along with his entry team, moved toward the bedroom hallway located on the east side of the residence and announced he was with the Sheriff's Department and had a search warrant. Approximately 10-15 seconds later, Suspect Farfan's [redacted] announced his presence from the first bedroom and entered the bedroom hallway.

[redacted] was detained and confirmed Suspect Farfan was inside a bedroom then pointed to a closed bedroom door further down the hallway. He also told deputies Suspect Farfan had a [redacted] Witness [redacted] inside the bedroom. [redacted] was then escorted out of the residence by an unknown entry team deputy.

While standing in the hallway doorjamb, approximately five feet from Suspect Farfan's bedroom, Deputy Creamer saw light illuminating from inside the bedroom. Deputy Creamer yelled for Suspect Farfan to open the bedroom door and exit. Suspect Farfan replied by stating he was looking for the key to the door. Deputy Creamer heard a female voice inside the bedroom and Containment 2 Deputies Roth and Edwards confirmed they saw Suspect Farfan and Witness [redacted] inside the bedroom. Deputy Creamer continued to order Suspect Farfan to exit but he refused and stated if he opened the door, bad things were going to happen. Deputy Creamer heard an item being placed against the bedroom door and asked, via the radio, for Containment 2 deputies to verify whether or not Suspect Farfan was barricading he door.

Deputies Roth and Edwards advised, over the radio, they saw Suspect Farfan approach the bedroom window, look outside, and return to the closet area. Deputy Creamer again ordered Suspect Farfan to exit, but he refused. Deputy Creamer also ordered Witness [redacted] to exit, but she replied by stating Suspect Farfan would not let her exit.

Based on what was occurring, Deputy Creamer then developed a plan with his team members to safely enter the bedroom and prevent Suspect Farfan from harming Witness [redacted]. Deputy Creamer directed two entry team members to search the garage for the assault rifle that Suspect Farfan was alleged to possess.

Deputy Creamer also directed Deputies Roth and Edwards, via radio, that in the event Suspect Farfan was to again approach the bedroom window they were to deploy a flashbang outside and below the window area. Deputy Creamer believed the use of a flashbang would create a diversion allowing his team to make entry into the bedroom. Upon detonation, Deputy Creamer and his team members would then make immediate entry into the bedroom.

Soon thereafter, and before the two team members were able to return from searching the garage, Deputy Creamer heard the flashbang detonate. Deputy Creamer immediately stepped into the bedroom hallway and forcefully pushed open Suspect Farfan's bedroom door with his shoulder.

As Deputy Creamer pushed on the door he felt resistance which caused him to apply more pressure. Once inside the bedroom, Deputy Creamer saw Suspect Farfan stumbling away from the door, which led him to believe he may have hit Suspect Farfan with the door.

Suspect Farfan, who was standing, turned away from Deputy Creamer and was holding a black object in his right hand. Deputy Creamer thought Suspect Farfan may have been holding a gun so he struck Suspect Farfan with his foot, on the lower back/buttocks area. Suspect Farfan fell hard to the ground and landed face down with his right hand under the bed. Deputy Creamer could not remember which foot he used but remembered he was wearing tan Danner boots at the time.

IAB Note: Deputy Creamer indicated, with an "X", on a photograph (**Exhibit F**) where Suspect Farfan landed on the ground.

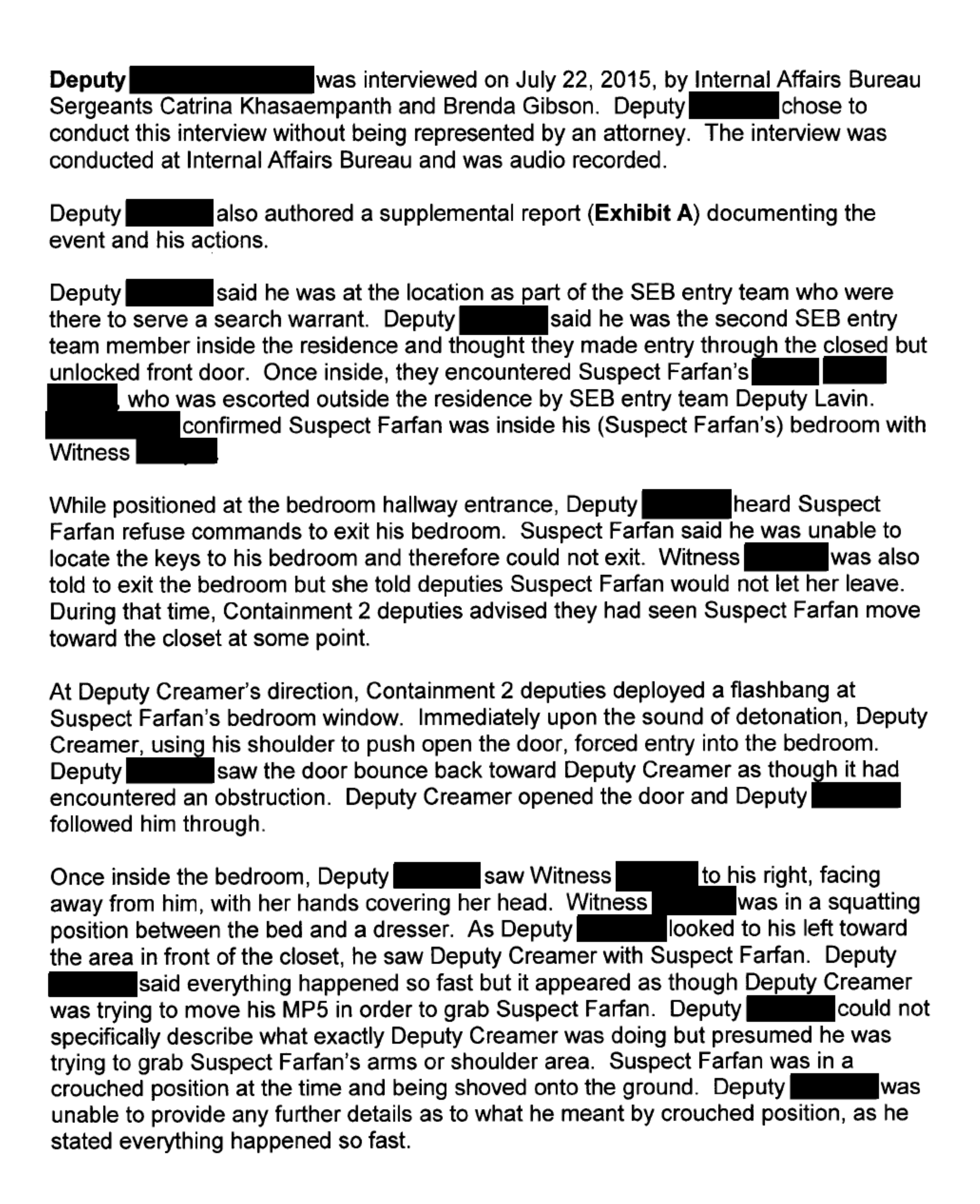
Suspect Farfan attempted to get off the floor at which point Deputy Creamer placed his right foot in the middle of Suspect Farfan's shoulder blades and pushed him down to the ground. Suspect Farfan again tried to get off the ground which caused Deputy Creamer to lift his right foot and strike down on the middle of Suspect Farfan's shoulder blades, pushing him back to the ground. Suspect Farfan at some point placed both hands under his chest, and started to rise up from the floor. Deputy Creamer raised his right foot and again struck down in the middle of Suspect Farfan's shoulder blades, pushing him down to the ground. Deputy Creamer ordered Suspect Farfan, several times, to show his hands but he refused.

Deputy Creamer then saw Deputy [redacted] in the area behind his right shoulder and down near the ground, attempting to get Suspect Farfan's arms from underneath his chest. Deputy [redacted] eventually gained control of Suspect Farfan's hands and was able to handcuff him.

Deputy Creamer believed approximately forty-five seconds had passed from the time he made entry into the bedroom until Suspect Farfan was handcuffed.

Deputy Creamer explained the reason he chose to use a kick/push motion to put Suspect Farfan on the ground was because his hands were busy holding his MP5 sub machine gun. He also explained how at the point when Suspect Farfan was on the ground he had no other option but to use his foot to keep him on the ground. Deputy Creamer's hands were holding his MP5 gun and there was not enough time to reach over and clip his weapon onto his weapon retention strap. If he had chosen to bend down toward Suspect Farfan, he would have allowed his gun to be within reach of Suspect Farfan.

Deputy Creamer denied ever striking Suspect Farfan in the face with his foot. He explained how Suspect Farfan's head was partially covered by the bed during the use of force. The only portion of Suspect Farfan's body that was exposed was from the lower neck area and down. Deputy Creamer was confident his foot only struck Suspect Farfan's back/shoulder area.



Deputy [redacted] was interviewed on July 22, 2015, by Internal Affairs Bureau Sergeants Catrina Khasaempanth and Brenda Gibson. Deputy [redacted] chose to conduct this interview without being represented by an attorney. The interview was conducted at Internal Affairs Bureau and was audio recorded.

Deputy [redacted] also authored a supplemental report (**Exhibit A**) documenting the event and his actions.

Deputy [redacted] said he was at the location as part of the SEB entry team who were there to serve a search warrant. Deputy [redacted] said he was the second SEB entry team member inside the residence and thought they made entry through the closed but unlocked front door. Once inside, they encountered Suspect Farfan's [redacted], who was escorted outside the residence by SEB entry team Deputy Lavin. [redacted] confirmed Suspect Farfan was inside his (Suspect Farfan's) bedroom with Witness [redacted].

While positioned at the bedroom hallway entrance, Deputy [redacted] heard Suspect Farfan refuse commands to exit his bedroom. Suspect Farfan said he was unable to locate the keys to his bedroom and therefore could not exit. Witness [redacted] was also told to exit the bedroom but she told deputies Suspect Farfan would not let her leave. During that time, Containment 2 deputies advised they had seen Suspect Farfan move toward the closet at some point.

At Deputy Creamer's direction, Containment 2 deputies deployed a flashbang at Suspect Farfan's bedroom window. Immediately upon the sound of detonation, Deputy Creamer, using his shoulder to push open the door, forced entry into the bedroom. Deputy [redacted] saw the door bounce back toward Deputy Creamer as though it had encountered an obstruction. Deputy Creamer opened the door and Deputy [redacted] followed him through.

Once inside the bedroom, Deputy [redacted] saw Witness [redacted] to his right, facing away from him, with her hands covering her head. Witness [redacted] was in a squatting position between the bed and a dresser. As Deputy [redacted] looked to his left toward the area in front of the closet, he saw Deputy Creamer with Suspect Farfan. Deputy [redacted] said everything happened so fast but it appeared as though Deputy Creamer was trying to move his MP5 in order to grab Suspect Farfan. Deputy [redacted] could not specifically describe what exactly Deputy Creamer was doing but presumed he was trying to grab Suspect Farfan's arms or shoulder area. Suspect Farfan was in a crouched position at the time and being shoved onto the ground. Deputy [redacted] was unable to provide any further details as to what he meant by crouched position, as he stated everything happened so fast.

IAB Note: Deputy [redacted] indicated on a photograph (**Exhibit G**) marked as two, where Witness [redacted] was at the time he entered the bedroom. He also indicated on a photograph (**Exhibit G**) marked as three where Suspect Farfan and Deputy Creamer were. Both locations he indicated are essentially the same area in the bedroom, but taken from a different angle. Although Deputy [redacted] verbally described how he saw Witness [redacted] to his right and Suspect Farfan to his left the photograph markings did not coincide with his verbal description. During the interview Deputy [redacted] indicated he was having a difficult time determining the orientation of the bedroom based on the photographs.

Deputy [redacted] remembered at some point seeing Suspect Farfan's right hand move forward toward his waist, and he was holding a small black object in his right hand which Deputy [redacted] thought may have been a gun. Deputy [redacted] reached around Suspect Farfan' s right side and grabbed onto Suspect Farfan's right forearm which was tucked under his chest. Using his left knee on Suspect Farfan's lower back with his right knee on the ground to the right side of Suspect Farfan, Deputy [redacted] applied his body weight and tried to drive Suspect Farfan down toward the ground in order to limit his movement. Suspect Farfan constantly provided resistance by rolling around and pushing off the ground. Suspect Farfan was able to buck Deputy [redacted] off of him several times. In an effort to control his movements and keep Suspect Farfan pinned to the ground, Deputy [redacted] had to continuously apply pressure to Suspect Farfan's lower back by driving his knee down into the back. While struggling to maintain control of Suspect Farfan's movements, Deputy [redacted] was simultaneously trying to maintain his grip of Suspect Farfan's right arm. During the struggle, Deputy [redacted] repeatedly told Suspect Farfan to place his hands behind his back but he never complied. Eventually, Deputy [redacted] overpowered Suspect Farfan and was able to pull Suspect Farfan's right arm from under him and handcuffed him. He then handcuffed the left hand.

Deputy [redacted] saw Suspect Farfan no longer had a black item in his hands but did see a black pouch to his right, near the bed. Deputy [redacted] believed that item was the one he saw Suspect Farfan previously holding.

Deputy [redacted] said throughout the struggle with Suspect Farfan he remained on the right side of Suspect Farfan, near the right hip area. He said Deputy Creamer was near the left shoulder area. Suspect Farfan was positioned with his head facing east toward the bedroom window. Deputy [redacted] believed approximately 30-45 seconds had passed from the time he entered the bedroom to the time he handcuffed Suspect Farfan.

Deputy [redacted] remembered at some point, while he was inside the bedroom struggling with Suspect Farfan, he had heard someone verbally yell that Suspect Farfan had thrown a gun out the window.

SUSPECT'S STATEMENT:

Suspect Farfan was interviewed by Pico Rivera Station Operation Safe Streets (O.S.S.) Detective S. Valenzuela #[redacted] on August 31, 2014. The interview was conducted at Pico Rivera Station Jail and was audio recorded (**Exhibit E,** Disc 3). The interview was summarized in an incident report written by Detective Valenzuela and is attached with this case **(Exhibit B)**.

> **IAB Note:** Suspect Farfan's interview with OSS provided no further details regarding the Use of Force and therefore was not transcribed.

Suspect Farfan was also interviewed on August 28, 2014, by Internal Affairs Bureau Sergeants Catrina Khasaempanth and Jeff Smith. Also present during the interview was Lieutenant Dominic Valencia. The interview was conducted at Saint Francis Medical Center and was audio recorded. The following is a summary of that interview.

Suspect Farfan said he heard deputies inside his home, yelling at him to open his door. He responded by explaining to them he needed to find the key to the door in order to unlock it. Suspect Farfan said he was trying to locate the key to his bedroom door when he heard a flashbang detonate at his window. He then went to open his bedroom door at which point deputies "busted" through the door and told him to get down on the ground and place his hands behind his back. Suspect Farfan said he followed their orders but as he laid on the floor a deputy stepped on his face. Suspect Farfan said he was lying on his stomach near his bed, with his head pointed toward the window. He was laying on the right side of his face, looking toward the mirror.

Suspect Farfan added how one deputy repeatedly stepped on his face as he laid on the floor and told him to stop resisting. Suspect Farfan said he was not resisting and his hands were behind his back at the time. He explained how although he was complying with their orders a deputy stepped on the left side of his face, approximately ten times. He said the deputy was wearing black boots at the time and was a member of the SWAT team. Suspect Farfan also described how he felt additional deputies jump on top of his back with all of their weight.

Suspect Farfan was unsure how many deputies entered his bedroom but thought it may have been approximately 5-6 deputies. He also remembered another deputy twisted his arms behind his back. Suspect Farfan believed the reason the deputies

stepped on his face and twisted his arms was because he had not opened the door immediately when they asked.

Suspect Farfan also described how just prior to the deputies entering his room he had placed heroin, wrapped in clear plastic, inside his mouth. He subsequently swallowed the narcotics as he laid on the floor of his bedroom.

Suspect Farfan complained of pain to his mouth and spine. IAB Investigators saw redness to his face and dried blood on his mouth. Refer to photographs (**Exhibit E**) taken of Suspect Farfan submitted with this case for further.

DEPARTMENT WITNESS STATEMENTS:

The following interview summaries are based on statements given during audio or video recorded interviews. For complete and detailed statements, refer to the digital audio/video recorded files or the verbatim transcripts, which are included in this investigation.

Sergeant Joseph Garrido was interviewed on July 28, 2015, by Internal Affairs Bureau Sergeants Catrina Khasaempanth and Sonja Bracken. Sergeant Garrido chose to conduct this interview without being represented by an attorney. The interview was conducted at Internal Affairs Bureau and was audio recorded.

Sergeant Garrido said he was at the location as part of the SEB entry team there to serve a search warrant. While attending a pre-briefing, Sergeant Garrido was told by OSS Detective Valenzuela, that the primary suspect (Suspect Farfan) was a Rivera 13 gang member and was possibly in possession of an AK47 or SKS assault rifle which may have been kept in the garage. Suspect Farfan also possessed some type of handgun which he usually kept with him. Sergeant Garrido was shown a picture of Suspect Farfan and was told he was a narcotics (PCP) user. Sergeant Garrido additionally learned Suspect Farfan's bedroom was reported to be on the east side of the residence.

Sergeant Garrido, who was the SEB team leader, said the team met twice to discuss a plan for the execution of the search warrant. The first meeting occurred after speaking with the Detective Valenzuela and the second meeting occurred at approximately 0400 hours on the date of the warrant. He described how the plan was to go to the front door of Suspect Farfan's residence, make knock and notice, and use the pick and ram to make entry into the residence. Additionally, a flash bang would be deployed from the east side of the residence as a diversion to allow entry into the house. There would be additional containment deputies surrounding the residence.

When Sergeant Garrido and his team arrived at Suspect Farfan's residence they discovered the front door was closed but unlocked. Knock and Notice announcements were made and the team entered the residence with Sergeant Garrido as the third or fourth entry person. While in the living room area, Suspect Farfan's [redacted] came from the hallway and met entry team personnel. Entry team personnel detained the [redacted] who confirmed Suspect Farfan was inside his bedroom with Witness [redacted]. A team member then escorted the [redacted] outside of the residence.

As the team was staged at the doorway leading to the bedroom hallway, entry team members maintained a visual on Suspect Farfan's closed door and Deputy Creamer continually yelled orders for Suspect Farfan to exit his bedroom. Suspect Farfan replied by stating he could not find the keys to the door. In the interim, some of the entry team deputies went to search the garage for the assault rifle.

Containment 2 deputies, who were positioned on the east side, advised over the radio they had seen Suspect Farfan pacing inside his bedroom and had went to the closet at some point.

At one point Deputy Creamer yelled for Witness [redacted] to exit the bedroom and she replied by saying Suspect Farfan would not let her out. At that point, Sergeant Garrido said the team went from search warrant mode to somewhat of a crisis team dealing with a hostage situation.

Sergeant Garrido explained how when dealing with hostage type situations the team would look for some type of separation between a suspect and a hostage. He described how separation is achieved once a suspect is a safe distance away from a hostage, thus, allowing the team to make entry and safely subdue the suspect while at the same time rescue the hostage.

With the approval of Sergeant Garrido, Deputy Creamer developed a plan that if Suspect Farfan were to move to his bedroom window a flashbang would be deployed and the entry team would enter the bedroom.

Approximately 10-15 minutes after Suspect Farfan's [redacted] was escorted outside of the residence a flashbang detonated and the entry team entered the bedroom. Deputy Creamer was the first inside and as he was shoving the door open Sergeant Garrido could see some type of resistance on the door. Deputy [redacted] was the next team member in the bedroom and was followed by Sergeant Garrido.

As Sergeant Garrido entered the bedroom, he saw the back of Suspect Farfan's head as it was going forward toward the ground in an easterly direction. Sergeant Garrido looked to his right and saw Witness [redacted] either kneeling or sitting down in the corner with her hands covering her head. She was facing south. He went to Witness

[redacted] and placed himself around her, sheltering her in place. As he stood there facing south, covering Witness [redacted] with his arms and body, he could hear some sort of struggle occurring in the room. A short time later, he heard either Deputy Creamer or Deputy [redacted] advice they had Suspect Farfan handcuffed, at which point Sergeant Garrido grabbed Witness [redacted] and escorted her out.

IAB Note: Sergeant Garrido indicated, with a circle, on a photograph (**Exhibit H**) where he was with Witness [redacted]. During his IAB interview he stated (Page 12 of his transcripts), "When I entered, the female was here behind Galvez, in this corner." At the time the photograph was taken Deputy Galvez was standing at the foot of the bed. Sergeant Garrido indicated Witness [redacted] was in the area behind where Deputy Galvez was photographed.

Sergeant Garrido said he had not witnessed any force being used. He explained how as he entered the bedroom he saw a mass of green (referring to SEB uniforms and safety equipment) going down toward the ground.

IAB Note: Sergeant Garrido indicated, with a partial rectangle, on a photograph (**Exhibit H**) where Deputies Miranda and Creamer were dealing with Suspect Farfan at the time of entry.

Sergeant Garrido said at the conclusion of the incident he noticed the door to Suspect Farfan's bedroom was not a lockable door. He explained how there was no such locking mechanism for the door and therefore did not require a key to open it. Sergeant Garrido directed Deputy Pratt to take photographs (**Exhibit E,** Disc 1) of the door as well as the interior of the bedroom. The photographs were taken prior to OSS detectives conducting an article search of the residence.

Deputy Steven Pratt was interviewed on July 23, 2015, by Internal Affairs Bureau Sergeants Catrina Khasaempanth and Brenda Gibson. Deputy Pratt chose to conduct this interview without being represented by an attorney. The interview was conducted at Internal Affairs Bureau and was audio recorded.

Deputy Pratt said he was at the location as part of the SEB entry team there to serve a search warrant. After making entry into the residence via the unlocked front door, the team made their way toward the bedrooms where they were immediately encountered by Suspect Farfan's [redacted] [redacted]. One of the team members interviewed [redacted] who confirmed Suspect Farfan was in the bedroom with a female (Witness [redacted]). [redacted] was then escorted out of the residence.

Deputy Pratt said he and his team members were standing near the entryway that led to the bedroom hallway, when Deputy Creamer yelled out for Suspect Farfan to exit his bedroom. Deputy Creamer was approximately ten feet away at the time and was the closest to the bedroom.

Suspect Farfan told deputies he was looking for a key to unlock the bedroom door. Witness [redacted] was told to exit the bedroom but she told deputies she was unable to exit because Suspect Farfan would not let her. SEB Containment 2 deputies advised over the radio, they had seen Suspect Farfan pacing inside the bedroom and at times had gone near the window and closet.

Based on the fact Suspect Farfan would not let Witness [redacted] exit the room, he had a violent past, and was a PCP user, the entry team personnel believed a possible hostage situation was occurring. While still inside the residence, Deputy Creamer developed a tactical plan with his team members to rescue Witness [redacted]. The plan was if Suspect Farfan were to again go near the bedroom window then the containment 2 deputies would deploy a flashbang. Upon hearing the flashbang detonation, entry team members would immediately move into the bedroom

In preparation, the entry team, using the ballistic shield, moved up toward Suspect Farfan's bedroom door. Deputy Pratt could not remember who was holding the shield at the time. Once they heard the flashbang explosion, Deputy Creamer forced the bedroom door open with his shoulder and was the first deputy inside. Deputy Pratt believed Deputy Miranda was the next person to enter the bedroom followed by Sergeant Garrido. Deputy Pratt then followed.

Once inside the bedroom, Deputy Pratt saw Suspect Farfan on the ground next to the bed and near the window. Deputies [redacted] and Creamer were with Suspect Farfan. He saw Sergeant Garrido was with Witness [redacted] near the foot of the bed and it appeared as though Witness [redacted] was down on the ground. Deputy Pratt could not remember if she was sitting or lying on the ground.

> **IAB Note:** Deputy Pratt indicated on a photograph (**Exhibit I**) where he saw Deputies Creamer and [redacted] with Suspect Farfan. Their location was marked with a circle. He wrote the word "hostage" on the same photograph indicating where he saw Witness [redacted] upon entry into the bedroom.

Deputy Pratt proceeded to his left toward the bedroom closet where he cleared the closet to ensure there were no other persons inside. While clearing the closet Deputy Pratt heard personnel yell orders for Suspect Farfan to place his hands behind his back and stay down. When Deputy Pratt concluded his clearing of the closet he then saw

Witness [redacted] being escorted out of the bedroom and Suspect Farfan was handcuffed. Deputy Pratt said he had not witnessed any force being used.

Deputy Pratt said after the entire house was cleared by SEB personnel, he took photographs (**Exhibit E,** Disc 1) of Suspect Farfan's bedroom. The photographs showed an unkept room which Deputy Pratt confirmed was the way the room appeared at the time he made entry. Deputy Pratt also believed the photographs were taken prior to OSS detectives beginning their search of the residence. Deputy Pratt also completed a sketch of Suspect Farfan's residence, refer to **Exhibit C,** for further.

Deputy Darell Edwards was interviewed on July 21, 2015, by Internal Affairs Bureau Sergeants Catrina Khasaempanth and Brenda Gibson. Deputy Edwards chose to conduct this interview without being represented by an attorney. The interview was conducted at Internal Affairs Bureau and was audio recorded.

Deputy Edwards also authored a supplemental report (**Exhibit A**) documenting the event.

Deputy Edwards said he was at the location as part of the SEB team who were there to serve a search warrant. While attending a pre-briefing Deputy Edwards was shown a picture of the primary suspect (Suspect Farfan) and was told he may be in possession of an SKS rifle and a revolver handgun. Deputy Edwards was also told Suspect Farfan's bedroom was located on the east side of the residence.

Deputy Edwards said he was assigned to an eastern perimeter containment position known as Containment 2 and if needed he and his partner Deputy Roth would be responsible for deploying a flashbang diversionary device. Deputy Edwards said upon arriving at Suspect Farfan's residence he and Deputy Roth went to [redacted] the property just [redacted] of Suspect Farfan's residence, where they maneuvered their way along the eastern fence line of the property into the backyard. Deputies Edwards and Roth then took a position of containment at the south eastern part of the residence at [redacted]. From that location Deputy Edwards was able to look west and see inside Suspect Farfan's bedroom.

> **IAB Note:** Deputy Edwards indicated, by writing a "DE," on a photograph (**Exhibit J**) where his original containment position was. He also indicated with a dash where Suspect Farfan's bedroom was.

Within less than a minute, the SEB entry team leader requested, over Clear 1 radio frequency, a flashbang to be deployed, at which point Deputy Roth threw a flash bang at the property line wall separating [redacted] and [redacted]. The flashbang detonated on the east side of the wall inside the backyard of [redacted] in the

general area of Suspect Farfan's bedroom. Deputy Roth was standing next to Deputy Edwards near the south east corner of [redacted], when he threw the flashbang.

A short time after the flashbang detonated Deputy Edwards saw Witness [redacted] pacing inside of Suspect Farfan's bedroom. Deputy Edwards said there was a large flat screen television inside the bedroom which illuminated the bedroom interior. Deputy Edwards could hear entry team deputies ordering Suspect Farfan to exit the bedroom. Deputy Edwards said the entry team was yelling the commands so loud he could hear them from his position in the southwest corner of [redacted] Deputy Edwards advised entry team personnel, via the radio, of Witness [redacted] presence in the bedroom. Several minutes later Deputy Edwards saw Suspect Farfan inside the bedroom and, via the radio, he alerted the entry team of his presence inside the bedroom. Deputy Edwards heard the entry team give several additional commands for Suspect Farfan and the female to exit the bedroom but they had not complied.

While maintaining a visual observation of Suspect Farfan, Deputy Edwards saw Suspect Farfan look into the bedroom closet and also converse with the female. Suspect Farfan additionally discarded an unknown object toward the closet. Suspect Farfan would also look outside his window and it appeared as though he was trying to acquire the location of containment personnel or determine if he could escape through the window. Deputy Edwards added how Suspect Farfan would pace about the bedroom and appeared agitated. Deputy Edwards said the window was open and there were no window coverings to block his view into the bedroom. Deputy Edwards' view of Suspect Farfan and Witness [redacted] was from their waist up.

Deputy Edwards advised the entry team, via the radio, that Suspect Farfan had approached the window and had discarded an item toward the closet. Deputy Creamer asked Deputy Edwards, via radio, if he was able to deploy a flashbang just below Suspect Farfan's bedroom window should he again look out the window. Deputy Edwards told Deputy Creamer to stand by while he and Deputy Roth moved into a better position to do so.

Deputies Edwards and Roth moved further west into the property they were staged at and they took a position in the south west portion of the yard, near the bed of a parked truck. Deputy Edwards advised Deputy Creamer they were in position. Suspect Farfan again approached the window at which point Deputy Roth threw a flashbang, approximately 10-15 yards, over the property block wall. The flashbang landed just below Suspect Farfan's bedroom window, where it detonated.

As Deputy Roth threw the flashbang, Deputy Edwards provided cover with his Colt M4 rifle and illuminated the window with his weapon mounted light. He saw Suspect Farfan throw a revolver handgun out the bedroom window onto the ground below. Suspect Farfan then quickly moved back into the bedroom and after detonation of the

flashbang, Deputy Edwards heard the entry team breach the bedroom door. Deputy Edwards yelled to the entry team that Suspect Farfan had thrown a gun out the window. Deputies Edwards and Roth moved further south, behind the front end of the pickup truck, relinquishing their view of the bedroom.

> **IAB Note:** Deputy Edwards indicated on a photograph (**Exhibit J**), with a line from "DE" to a truck, where he and Deputy Roth moved to in order to deploy the second flashbang. Although the photograph used was captured from Google Earth, Deputy Edwards explained how the positioning of the truck in the photograph was similar to where it was on the date of the incident.

Deputy Edwards said the reason he moved behind the front end of the pickup truck was to have cover behind the engine block should the entry team need to engage in gunfire with Suspect Farfan. Approximately ten seconds later the entry team advised they had Witness [redacted] and Suspect Farfan secured. Deputy Edwards then went to the property line wall and saw Suspect Farfan being escorted out of the bedroom.

Deputy Edwards said he never saw any force being used on Suspect Farfan.

Deputy Edwards believed approximately ten minutes had passed between the first and second flashbang detonation.

Deputy Edwards said all radio communication between him and the entry team was done over SEB Clear 1 radio frequency.

Deputy Grant Roth was interviewed on July 29, 2015, by Internal Affairs Bureau Sergeants Catrina Khasaempanth and Kevin Pearcy. Deputy Roth chose to conduct this interview without being represented by an attorney. The interview was conducted at Internal Affairs Bureau and was audio recorded.

Deputy Roth said he was at the location as part of the SEB team there to serve a search warrant. Deputy Roth said he was assigned as Containment 2 with Deputy Edwards. He further described how as a Containment 2 deputy he was assigned a containment position on the east side of the residence and his job was to deliver a flashbang distraction device when requested by the entry team, in order to allow the entry team into the residence.

As the SEB team arrived to serve the search warrant, Deputies Roth and Edwards took a position of containment to the residence just east of Suspect Farfan's. They set up at the south east corner of [redacted] The SEB entry team requested, via the radio, "flashbang now, flashbang now," which prompted Deputy Roth to deploy a

flashbang from his position of containment. The flashbang detonated at the west side of the property line wall inside the yard of [redacted].

IAB Note: Deputy Roth indicated with a "1X and X" on a photograph (**Exhibit K**) where his original position of containment was when he deployed the first flashbang.

After the entry team entered the residence, Deputy Roth saw a television illuminating a bedroom on the east side of the residence. He saw a female (Witness [redacted] and Suspect Farfan conversing, pacing inside the bedroom, and at times Suspect Farfan would look out the window as though he was trying to acquire the positioning of containment deputies. During one of the times Suspect Farfan was away from the window, Deputies Roth and Edwards moved closer toward Suspect Farfan's bedroom in an effort to hear what was being said by Suspect Farfan and Witness [redacted]. Deputies Roth and Edwards moved further west in the backyard of [redacted] and took a position of concealment at a trailer which was in the backyard.

IAB Note: Deputy Roth indicated with an "X" on the "[redacted]" portion of the photograph (**Exhibit K**), where he was at the time he deployed the second flashbang. The photograph used was printed from Google Earth and was not an actual aerial shot of the backyard on the day of the incident.

From his position at the trailer, Deputy Roth saw what appeared as though Suspect Farfan and the female were hiding items in the closet. They continuously moved around the room and appeared angry and in somewhat of a panic. Deputy Roth explained how from his vantage point he could see directly into the bedroom due to the window being opened and no curtains or blinds blocking his view. The property line wall was approximately four feet high and the bottom of the window frame was the same height as the top of the property line wall. Additionally, he could see from the waist up on Suspect Farfan and the female.

Deputy Edwards advised the entry team, via radio, they had moved closer to the residence and had a good view of Suspect Farfan's bedroom. He additionally advised how Suspect Farfan was frequently approaching and looking out the bedroom window. Deputy Creamer asked if Deputies Edwards and Roth would be able to deploy another flashbang should Suspect Farfan again approach the window. Deputy Edwards confirmed they would be able to do so. Deputy Creamer requested them to deploy a flashbang outside of Suspect Farfan's window once he was at the window again.

Within a couple of minutes Suspect Farfan looked out the window and looked around as though he was trying to again acquire the position of containment deputies. From approximately 10-15 feet away, Deputy Roth deployed a flashbang just below and

outside of the window. At the same time, Suspect Farfan threw a revolver handgun out the window. The flashbang detonated, the entry team entered the room, and Deputy Edwards yelled to the entry team that Suspect Farfan had thrown a gun out the window. Deputies Roth and Edwards then moved south in the backyard behind a pickup truck, surrendering their view into the bedroom. Deputy Roth explained the reason he moved behind the truck was to avoid any type of a crossfire situation should the entry team need to fire their weapons. After hearing radio advisements form the entry team that the situation was secured, Deputy Roth moved from behind the cover of the truck.

Deputy Roth explained how at the time he threw the second flashbang, Deputy Edwards had illuminated the bedroom window with the light mounted on his M4 rifle which allowed a clear view of the window during darkness.

Deputy Roth said he had not witnessed any force used by entry team members.

Deputy Roth had not written any reports regarding the deployment of the flashbang and explained how typically a member of the SEB team will complete a report regarding the entry. He further described how the report would document the actions taken by everybody, including placement of entry and containment personnel, the overall tactical plan, the actions of the entry team, who they detained, and where the persons were detained. Deputy Roth believed a member of the team completed such a report regarding the incident but could not remember who wrote the entry supplemental report.

IAB Note: SEB Operations Lieutenant Bruce Chase confirmed that SEB members use of a flashbang device is for diversionary purposes and does not require a Use of Force report.

Deputy Gonzalo Galvez was interviewed on July 28, 2015, by Internal Affairs Bureau Sergeants Catrina Khasaempanth and Sonja Bracken. Deputy Galvez chose to conduct this interview without being represented by an attorney. The interview was conducted at Internal Affairs Bureau and was audio recorded.

Deputy Galvez also authored a supplemental report (**Exhibit A**) documenting the event.

During the IAB interview Deputy Galvez explained how the supplemental report he wrote was a summary of the events that transpired during the search warrant service. He clarified how although he wrote about the actions taken by some of the entry personnel in regards to the force used on Suspect Farfan, he had not actually witnessed the use of force. Additionally, although he wrote about who was encountered inside the bedroom, Deputy Galvez had not actually seen Suspect Farfan

or Witness [redacted] until both were escorted into the hallway of the residence.

Deputy Galvez went on to explain his actions during the service of the search warrant. Deputy Galvez said he was part of the SEB entry team and once knock and notice was given he was the third or fourth team member to enter the residence. Once inside, he along with his team members encountered Suspect Farfan's [redacted] who was then escorted out of the residence by SEB Deputy Lavin.

Deputy Galvez heard his team members give commands for Suspect Farfan to exit his bedroom. Containment deputies advised over the radio they saw Suspect Farfan and a female inside the southeast bedroom, at which point entry personnel ordered Suspect Farfan and the female to exit the bedroom. The female told entry personnel she was unable to exit the bedroom.

Deputy Galvez said when Deputy Lavin returned to the interior of the residence he and Deputy Lavin went to search the garage for an assault weapon or any additional guns Suspect Farfan was alleged to have in his possession. As Deputy Galvez was walking toward the interior hallway of the residence from the adjoining garage, he heard a flashbang detonate and saw members of the entry team had already made entry into Suspect Farfan's bedroom. Deputy Galvez, while standing in the hallway, heard deputies inside the bedroom order Suspect Farfan to show his hands and get on the ground. He also heard what sounded like a struggle inside the bedroom.

Deputy Galvez remembered hearing containment deputies verbally advice Suspect Farfan had thrown a gun out of his bedroom window, but could not remember if it happened simultaneously as the deputies made entry into the bedroom or if it was prior.

Deputy Galvez said his first sighting of Suspect Farfan and the female was after the situation inside the bedroom was secure and both were being escorted out of the bedroom. Deputy Galvez was in the hallway at the time.

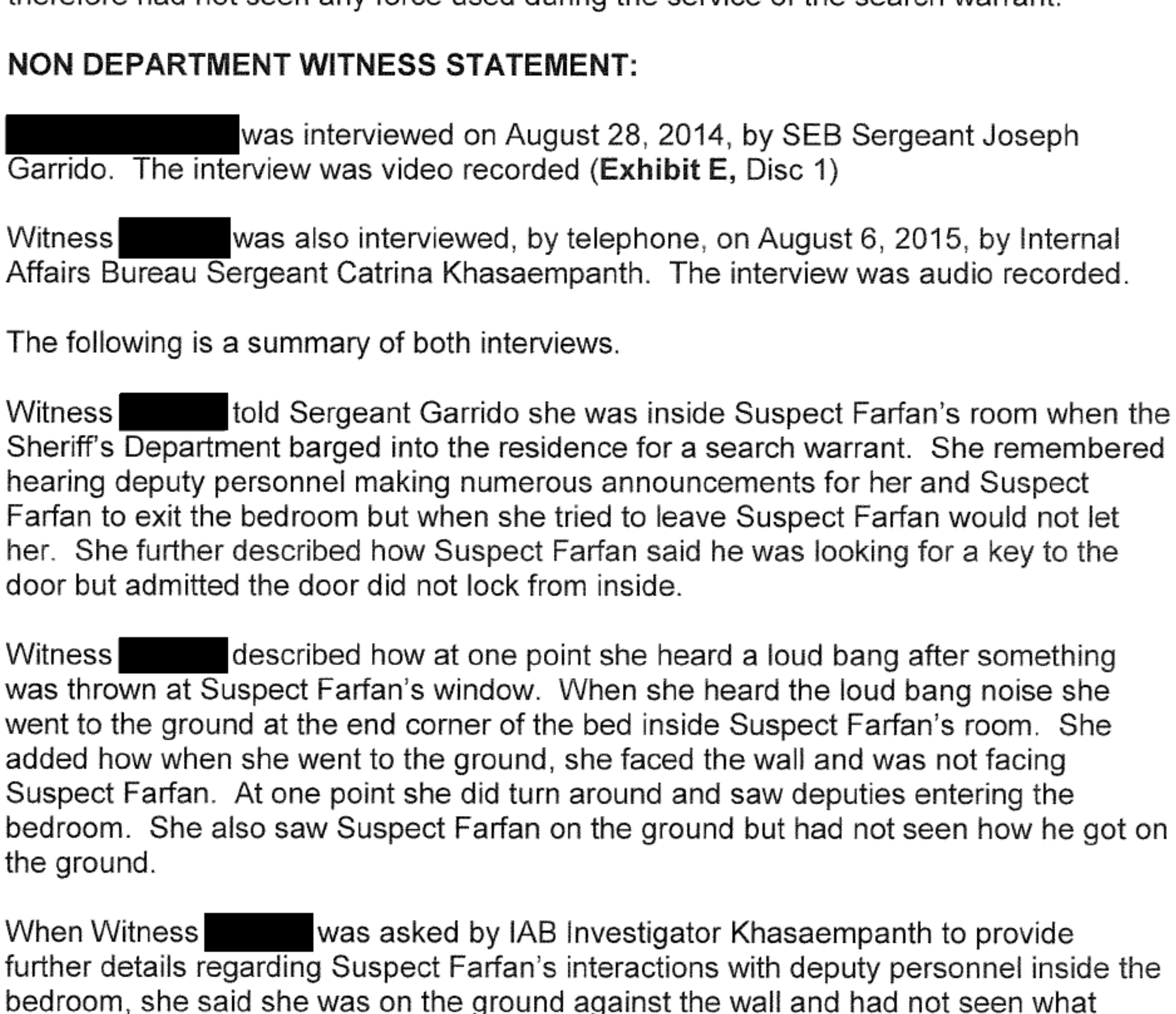
Deputy Peter Lavin was interviewed on July 30, 2015, by Internal Affairs Bureau Sergeants Catrina Khasaempanth and Jeff Smith. Deputy Lavin was represented by attorney Mitchell Kander of Green and Shinee law firm. The interview was conducted at the Internal Affairs Bureau and was audio recorded.

Deputy Lavin was at the location as part of the SEB entry team there to serve a search warrant. Deputy Lavin was assigned to the entry team as the sixth person to make entry inside the residence. Once inside the residence, the team encountered a male [redacted] whom Deputy Lavin escorted outside of the residence. Approximately 30-60 seconds later Deputy Levin returned inside the residence and saw team members standing at the entrance of a hallway.

Deputy Lavin, along with another entry team member (Deputy Galvez), searched and cleared the kitchen for any possible threats. During that time Deputy Lavin heard entry team members give verbal commands for Suspect Farfan and any other occupants to exit the residence. Deputy Lavin and another entry team member (Deputy Galvez) then searched the garage. While inside the garage, Deputy Lavin heard a flash bang detonate on the east side of the residence. At the conclusion of the garage search Deputy Lavin re-entered the residence and saw the remaining entry team members in the hallway, searching and clearing the south east side interior portion of the residence.

Deputy Lavin said at no time did he see Suspect Farfan inside the residence and therefore had not seen any force used during the service of the search warrant.

NON DEPARTMENT WITNESS STATEMENT:



[redacted] was interviewed on August 28, 2014, by SEB Sergeant Joseph Garrido. The interview was video recorded (**Exhibit E,** Disc 1)

Witness [redacted] was also interviewed, by telephone, on August 6, 2015, by Internal Affairs Bureau Sergeant Catrina Khasaempanth. The interview was audio recorded.

The following is a summary of both interviews.

Witness [redacted] told Sergeant Garrido she was inside Suspect Farfan's room when the Sheriff's Department barged into the residence for a search warrant. She remembered hearing deputy personnel making numerous announcements for her and Suspect Farfan to exit the bedroom but when she tried to leave Suspect Farfan would not let her. She further described how Suspect Farfan said he was looking for a key to the door but admitted the door did not lock from inside.

Witness [redacted] described how at one point she heard a loud bang after something was thrown at Suspect Farfan's window. When she heard the loud bang noise she went to the ground at the end corner of the bed inside Suspect Farfan's room. She added how when she went to the ground, she faced the wall and was not facing Suspect Farfan. At one point she did turn around and saw deputies entering the bedroom. She also saw Suspect Farfan on the ground but had not seen how he got on the ground.

When Witness [redacted] was asked by IAB Investigator Khasaempanth to provide further details regarding Suspect Farfan's interactions with deputy personnel inside the bedroom, she said she was on the ground against the wall and had not seen what transpired.

SUSPECT'S INJURIES:

Suspect Farfan was transported to Saint Francis Medical Center where he was medically treated by Doctors Maria Davis and C. Ugorji. He was diagnosed with a right medial orbital wall fracture. He was also treated for the narcotics he ingested. He was subsequently released on August 30, 2014.

INJURIES TO DEPUTY PERSONNEL:

None

PHYSICAL EVIDENCE:

Photographs (**Exhibit E,** Disc 1) of Suspect Farfan's bedroom and the Smith and Wesson .38 caliber revolver handgun he threw out the window were submitted with this case. Additional photographs (**Exhibit E,** Disc 2) of Suspect Farfan's injuries were also submitted with the case.

REVIEW OF RADIO BROADCAST:

During the service of the search warrant at [redacted] Aero Drive, all SEB radio communications were conducted on SEB Clear 1 radio frequency. In checking with Communications and Fleet Management Bureau Public Response Dispatcher Specialist Sandy Poole, she advised that particular radio channel does not record transmissions.

During the execution of the search warrant, Sergeant Garrido was carrying a digital recorder for purposes of recording the "knock and notice" portion of the search warrant service. The recording lasted approximately one minute and forty-five seconds. The following is a review of what was recorded.

The recording began with Sergeant Garrido announcing they had arrived at Suspect Farfan's residence.

Approximately forty-four seconds later, Knock and Notice was given by Deputy Creamer and Sergeant Garrido requested a flashbang to be deployed.

At one minute and twelve seconds into the recording, a callout was made for Suspect Alfonso Farfan.

At one minute and nineteen seconds, Suspect Alfonso Farfan's [redacted]

was directed to place his hands up.

At one minute and thirty-six seconds, Suspect Farfan was commanded to open his door.

At one minute and forty-seven seconds, Sergeant Garrido advised the team commander that the entry team had made entry into the residence and were making callouts to Suspect Farfan. Simultaneously, additional callouts were made to Suspect Farfan by Deputy Creamer.

WEAPONS USED BY DEPUTY PERSONNEL:

None

WEAPONS USED BY SUSPECTS:

None

CRIMINAL INVESTIGATOR AND CHARGES FILED:

Investigator: Operations Safe Streets (OSS) Detective Stephen Valenzuela, #[redacted]

Charges Filed: 29800(a)(1)PC- Firearm Access Violation; 30305(a)(1)PC- Ammunition Violation; 11357(a)HS- Marijuana (Concentrated Cannabis) Possession

On September 11, 2014, Suspect [redacted] was convicted of 29800(a)(1)PC and sentenced to six years in state prison.

TRANSCRIPTIONS